

PTO/SB/64/PCT (7-99)

Approved for use through 09/30/2000. OMB 0651-0031  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.	
<b>PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)</b>	Docket Number (Optional) 0045 + 0031 0342941-XXXX

First named inventor: Jarrell, Kevin A.

International (PCT) Application No.: PCT/US98/17691      U.S. Application No.:  
(if known)

Filed: August 26, 1998

Title: NOVEL TRANSCRIPTIONAL REGULATORS AND USES THEREFOR

Attention: PCT Legal Staff  
 Box PCT  
 Assistant Commissioner for Patents  
 Washington, D.C. 20231

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.494(b) or (c) or 1.495(b) or (c) (as applicable). The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.494(h) or 1.495(l).

## APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee -- required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

- Small entity - fee \$\_\_\_\_\_ (37 CFR 1.17(m))  
 Small entity statement enclosed herewith.  
 Small entity statement previously filed.  
 Other than small entity - fee \$\_\_\_\_\_ (37 CFR 1.17(m))

## 2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirements) in the form of  
Transmittal letter to US concerning filing under 35 USC section 371 (identify type of reply):

- has been filed previously on \_\_\_\_\_  
 is enclosed herewith.

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Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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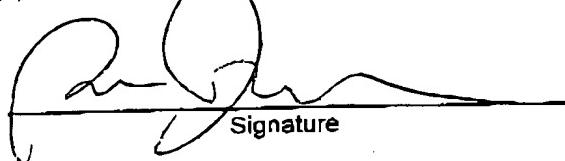
## 3. Terminal disclaimer with disclaimer fee

- Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

## 4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

3/27/00

Date

  
SignatureTelephone  
Number: (617) 248-5175

Brenda Herschbach Jarrell  
Typed or printed name  
Choate, Hall & Stewart  
Address  
53 State Street, Boston, MA 02109

Enclosures:  Fee Payment

- Reply
- Terminal Disclaimer Form
- Small Entity Status Form (2)
- Declarations (3)